



LITHGOW CITY COUNCIL

A CENTRE OF REGIONAL EXCELLENCE

MINUTES

ORDINARY MEETING OF COUNCIL

HELD ON

23 JANUARY 2012

AT 7.00pm

**MINUTES OF THE CITY OF LITHGOW COUNCIL MEETING
HELD AT THE CIVIC CENTRE, LITHGOW ON 23rd JANUARY 2012**

Meeting Commenced 7.00pm

Public Forum: 39

PRESENT

His Worship the Mayor
Councillor Neville Castle
Councillor W McAndrew
Councillor G Danaher
Councillor J J McGinnes
Councillor W Marshall
Councillor C Hunter
Councillor M F Ticehurst

APOLOGIES

12-01 RESOLVED

An apology was received from and leave of absence granted to from Councillor R Thompson who is out of the City on personal business.

An apology was received from and leave of absence granted to from Councillor H K Fisher who was unavailable due to personal reasons.

MOVED: Councillor W McAndrew

SECONDED: Councillor W Marshall.

Also in attendance

Mr Roger Bailey, General Manager
Miss Rhiannan Pace, Minutes Secretary
Mr Andrew Muir, Group Manager Environment and Development
Ms Ally Shelton, Acting Group Manager Community and Strategy
Mr Iain Stewart, Group Manager Operation Services
Mrs Carol Farnsworth, Finance Manager

CONFIRMATION OF MINUTES

12-02 RESOLVED

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 12th December 2011 were taken as read and confirmed by Councillors G Danaher and W Marshall

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

Division -

FOR

Councillor N L Castle
Councillor G Danaher
Councillor W Marshall
Councillor C Hunter

AGAINST

Councillor M F Ticehurst
Councillor J J McGinnes

Councillor McAndrew indicated that he was not present at the meeting in question and abstained from voting on the accuracy of the minutes.

DECLARATION OF INTEREST

His Worship the Mayor called for Declarations of Interest on any matter before the Meeting.

NIL

QUESTIONS FROM THE PUBLIC FORUM

At 7:04pm Members of public gallery were invited to participate in the Public Forum Session.

1. PF – 23/1/12 - MR BARRY SMYTHE

Made a statement that reliable information received is that this Council will be the target of a campaign to claim it is overstuffed, and those staff replaced contractors.

Costs may decrease but there would be less commitment to the area, much of the contractors wages would not be spent here and unemployment level would rise.

A check of councils in the general area showed that Bathurst and Forbes had a ratio of 0.02 full time staff per ratepayer. All the rest including Lithgow were in the 0.01 range. It is also doing better in terms of financial efficiency than most Councils of comparable size.

Councils are not businesses and were not created to make a profit but to provide services to their community.

Lithgow is on any fair assessment, doing a very good job, but the facts are not widely known by the public. Unless Council makes the public more widely aware of them, the truth will remain hidden under the distortions and lies being thrown by its detractors.

Additionally, Mr Smythe requested that the Council Column be more interesting to grab the attention of the public.

The Mayor thanked Mr Smythe for his comments

2. PF – 23/1/12 – MR ANTHONY CRAIG

Raised concerns regarding power sell off later this year and the effect this will have on the local area including loss of jobs and that local businesses will suffer. Will Council ask Local Member and Minister for a complete “Financial Impact Statement” prior to sell off?

The General Manager advised that discussions have been held with the Member for Bathurst, Paul Toole in relation to this matter.

3. PF – 23/1/12 - GRAHAM JOHNSON

Boral Cement Works – Item 15. Has lived in town for 16 years with no movements in site. Is it possible for Council to stress to Boral the impact of the site and dispose of it in an appropriate manner.

The Mayor agreed with Mr Johnson’s observations.

4. PF – 23/1/12 - DICK AUSTEN

Last year passed without improvement to the road toll, in particular area between South Bowenfels and Browntown Oval. Is the Council in possession of any new development from the State Government with regards to the improvement of roads?

The Mayor advised that there have been no developments but the State Government has called for a review of the Great Western Highway upgrade.

5. PF – 23/1/12 - LEE MITCHELL

Requested a meeting with TALC regarding the Bus stop at top of Mort Street near the townhouses.

Group Manager of Operations advised the matter will be included on the next TALC agenda.

6. PF- 23/1/12 - JEFF THURLOW

Questions with regards to the Theatre Royal – Is there any possible way that Council would be able to put funding towards building so that it doesn’t end up a car park?

Has there ever been a Heritage order on this building? Dating back to 1920.

The Mayor advised that Council did look at the building some 18 months ago.

Group Manager Environment and Development advised that he believed the building was listed as a Heritage item in Council’s LEP however would need to clarify.

[Note: Group Manager Environment and Development advised Mr Thurlow following investigation that the building was not listed as Heritage in Council's LEP.]

7. PF – 23/1/12 - GEOFFREY LANGLANDS

1. Armco railing on Scenic Hill has been damaged for a while, can this be fixed?
2. Can something be done with reducing speed limit or improved surfacing on Scenic Hill?

Group Manager of Operations advised that these issues are the responsibility of the RMS (Roads and Maritime Services) and that he will inform them.

8. PF – 23/1/12 - CHRIS BIRD

The Lithgow Small Arms Factory is an important Tourist attraction. Council should make every effort to retain this facility.

The General Manager advised that discussions have been held with Thales, the Small Arms Museum, John Cobb and Paul Toole about the site.

TABLE OF CONTENTS

<u>ITEM</u>	<u>TITLE</u>	<u>PAGE</u>
<u>ITEM-1</u>	<u>NOTICE OF MOTION - 23/1/12 - LITHGOW CBD - COUNCILLOR G DANAHER</u>	<u>8</u>
<u>ITEM-2</u>	<u>NOTICE OF MOTION - 23/1/12 - ICAC TIP SHEET FOR NSW PUBLIC OFFICIALS - BRIBERY, CORRUPT COMMISSIONS AND REWARDS - COUNCILLOR M F TICEHURST</u>	<u>8</u>
<u>ITEM-3</u>	<u>NOTICE OF MOTION - 23/1/12 - HIGH SPEED WI-FI IN LITHGOW CBD AND COUNCIL LIBRARIES - COUNCILLOR M F TICEHURST</u>	<u>9</u>
<u>ITEM-4</u>	<u>NOTICE OF MOTION - 23/1/12 - CODE OF CONDUCT - COUNCILLOR MARTIN TICEHURST - EUROBODALLA SHIRE COUNCIL - COUNCILLOR M F TICEHURST</u>	<u>9</u>
<u>ITEM-5</u>	<u>NOTICE OF MOTION - 23/1/12 - UPDATE ON TENDER CONSTRUCTION OF STAGE ONE LITHGOW AQUATIC CENTRE - COUNCILLOR M F TICEHURST</u>	<u>10</u>
<u>ITEM-6</u>	<u>NOTICE OF MOTION - 23/1/12 - LITHGOW CITY COUNCIL CLEANING OF THE PORTLAND AND WALLERAWANG CBD - COUNCILLOR M F TICEHURST</u>	<u>10</u>
<u>ITEM-7</u>	<u>NOTICE OF MOTION - 23/1/12 - SALE BY CALTEX OF QUOTA PARK / PIONEER MINERS MEMORIAL IN LITHGOW - COUNCILLOR M F TICEHURST</u>	<u>11</u>
<u>ITEM-8</u>	<u>NOTICE OF MOTION - 23/1/12 - QUESTION OF THE RE-LOCATION OF CURRENT USERS OF THE HOSKINS INSTITUTE IN LITHGOW - COUNCILLOR M F TICEHURST</u>	<u>11</u>
<u>ITEM-9</u>	<u>NOTICE OF MOTION - 23/1/12 - PROPOSED SALE OF THE THALES OWNED LITHGOW SMALL ARMS MUSEUM BUILDING - COUNCILLOR M F TICEHURST</u>	<u>12</u>
	<u>GENERAL MANAGERS REPORTS</u>	<u>14</u>
<u>ITEM-10</u>	<u>GM - 23/1/12 - OUTSTANDING NOTICE OF MOTIONS - 2008 TO PRESENT</u>	<u>14</u>
<u>ITEM-11</u>	<u>GM - 23/01/12 - CODE OF CONDUCT REPORT - COUNCILLOR MARTIN TICEHURST</u>	<u>14</u>
<u>ITEM-12</u>	<u>GM - 23/1/12 - LOCAL INFRASTRUCUTRE RENEWAL SCHEME GUIDELINES</u>	<u>15</u>
<u>ITEM-13</u>	<u>GM - 23/01/12 - COUNCIL GIFTS AND BENEFITS REGISTER</u>	<u>15</u>
<u>ITEM-14</u>	<u>GM - 23/01/12 - NSW COUNCILS COMPLAINT TO THE DIVISION OF LOCAL GOVERNMENT</u>	<u>16</u>

	<u>ENVIRONMENT AND DEVELOPMENT REPORTS</u>	<u>17</u>
<u>ITEM-15</u>	<u>ENVIRO - 23/1/12 - DA 039/10 SUBDIVISION INTO 12 LOTS AND DEMOLITION, WILLIWA STREET, PORTLAND (BORAL LIMITED)</u>	<u>17</u>
<u>ITEM-16</u>	<u>ENVIRO - 23/1/12 - DA044-11- LOT 6 IN DP 867648 ON TARANA ROAD, TARANA</u>	<u>17</u>
<u>ITEM-17</u>	<u>ENVIRO - 23/1/12 - DEVELOPMENT AND CONSTRUCTION APPROVALS - 2008-2011 - COMPARITIVE FIGURES</u>	<u>18</u>
<u>ITEM-18</u>	<u>ENVIRO - 23/1/12 - PROPOSED STATE HERITAGE LISTING OF PART OF FORMER PORTLAND CEMENT WORKS SITE</u>	<u>18</u>
<u>ITEM-19</u>	<u>ENVIRO - 23/1/12 - ROAD RE-NAMING - EDYE STREET, HASSAN STREET, RESERVOIR STREET, PARK AVENUE AND PARK VIEW AVENUE</u>	<u>18</u>
<u>ITEM-20</u>	<u>ENVIRO - 23/01/12 - 008/11DA - PROPOSED HUNGRY JACKS RESTAURANT - CAROLINE AVENUE / STEWART STREET, LITHGOW</u>	<u>19</u>
<u>ITEM-21</u>	<u>ENVIRO - 23/01/12 - LITHGOW & DISTRICT WORKMENS CLUB LANEWAY CLOSURE ISSUE</u>	<u>20</u>
	<u>OPERATION SERVICES REPORTS</u>	<u>21</u>
<u>ITEM-22</u>	<u>OPER - 23/1/12 - LITHGOW CITY COUNCIL FROM DAVIES - WIDENING OF GLEN ALICE ROAD, GLEN ALICE</u>	<u>21</u>
<u>ITEM-23</u>	<u>OPER - 23/1/12 - WATER REPORT - JANUARY 2012</u>	<u>21</u>
<u>ITEM-24</u>	<u>OPER - 23/1/12 - LICENCE FOR GROUNDWATER PUMPING - CLARENCE</u>	<u>21</u>
<u>ITEM-25</u>	<u>OPER - 23/1/12 - LITHGOW CEMETERY</u>	<u>22</u>
	<u>COMMUNITY AND STRATEGY REPORTS</u>	<u>23</u>
<u>ITEM-26</u>	<u>COMM - 23/1/12 - UNIVERSITY OF WESTERN SYDNEY</u>	<u>23</u>
	<u>FINANCIAL SERVICES REPORTS</u>	<u>24</u>
<u>ITEM-27</u>	<u>FINAN - 23/1/12 - COUNCIL INVESTMENTS HELD 31 DECEMBER 2011</u>	<u>24</u>
	<u>COMMITTEE MEETINGS</u>	<u>25</u>
<u>ITEM-28</u>	<u>COMM - 23/01/12 - LITHGOW FLASH GIFT COMMITTEE MEETING MINUTES - 1ST DECEMBER 2011</u>	<u>25</u>
<u>ITEM-29</u>	<u>ENVIRO - 23/01/12 - CRYSTAL THEATRE MANAGEMENT COMMITTEE MINUTES - 13 DECEMBER 2011</u>	<u>25</u>
<u>ITEM-30</u>	<u>ENVIRO - 23/1/12 - ENVIRONMENTAL ADVISORY COMMITTEE MEETING MINUTES - 14 DECEMBER 2011</u>	<u>26</u>
<u>ITEM-31</u>	<u>OPER - 23/1/12 - SPORTS ADVISORY COMMITTEE MINUTES 12</u>	<u>26</u>

DECEMBER 2011

BUSINESS OF GREAT URGENCY 27

CLOSED REPORT 28

ITEM-32 FINAN - 23/01/12 - CONFIDENTIAL REPORT - PROPERTY 72020 28
MARKET ST GLEN DAVIS

CLOSED COUNCIL

ITEM-1 NOTICE OF MOTION - 23/1/12 - LITHGOW CBD - COUNCILLOR G DANAHER

12-03 RESOLVED

THAT

1. Council form a Committee to provide a promotional plan for 2012 to include Christmas/New Year lights and other promotions through 2012 which can include Easter, Celebrate Lithgow, Lithgow Flash Gift and any other notable events. The Committee is to consist of representatives from Delta, Lithgow Business Association and other similar groups. A report be prepared further detailing membership and terms of reference.
2. To increase the shop front up-grade to the facade grant to up to \$2,500 on a 50/50 arrangement for 2012. The increase in funding is to apply to any applications received after 23 January 2012.

MOVED: Councillor G Danaher

SECONDED: Councillor W Marshall.

ITEM-2 NOTICE OF MOTION - 23/1/12 - ICAC TIP SHEET FOR NSW PUBLIC OFFICIALS - BRIBERY, CORRUPT COMMISSIONS AND REWARDS - COUNCILLOR M F TICEHURST

12-04 RESOLVED

THAT Council note the information contained in the ICAC publication titled, 'Tip Sheet for NSW Public Officials - Bribery, Corrupt Commissions and Rewards'.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor J J McGinnes.

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

Division -

FOR

Councillor M F Ticehurst
Councillor C Hunter
Councillor J J McGinnes
Councillor W Marshall

AGAINST

Councillor G Danaher

Councillor W McAndrew
Councillor N L Castle

**ITEM-3 NOTICE OF MOTION - 23/1/12 - HIGH SPEED WI-FI IN LITHGOW
CBD AND COUNCIL LIBRARIES - COUNCILLOR M F TICEHURST**

12-05 RESOLVED

THAT Council note the attached media report on the installation of Wi-Fi internet services in the township of Gunnedah and conduct further investigations into the similar possibility of the installation of Wi-Fi internet services in the Lithgow Local Government area, in particular the Lithgow CBD and Council Libraries

MOVED: Councillor M F Ticehurst

SECONDED: Councillor J J McGinnes.

**ITEM-4 NOTICE OF MOTION - 23/1/12 - CODE OF CONDUCT - COUNCILLOR
MARTIN TICEHURST - EUROBODALLA SHIRE COUNCIL -
COUNCILLOR M F TICEHURST**

MOTION

THAT with respect to Lithgow City Council resolutions 11 – 200 and 11 – 283; the General Manager provide a formal written response to the next Ordinary Meeting of Council on why the Lithgow City Councils General Manager and it's Code of Conduct Reviewer, Mr Ian Woodward of Storey & Gough Solicitors Parramatta, to date not provided both the Lithgow City Council and all Councillors, ratepayers and residents with the publicly available attached important information as contained within the Eurobodalla Shire Council Media Release: 'Eurobodalla Shire Council appoints a new General Manager' dated Friday 2 May 2008; including the very important information contained within follow up Eurobodalla Shire Council 'Addendum to Media Release' issued more two and half years later.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor J J McGinnes.

On being PUT the MOTION was **LOST**

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

Division -

FOR

Councillor M F Ticehurst

Councillor J J McGinnes

AGAINST

Councillor N L Castle
Councillor G Danaher
Councillor C Hunter
Councillor W Marshall
Councillor W McAndrew

**ITEM-5 NOTICE OF MOTION - 23/1/12 - UPDATE ON TENDER
CONSTRUCTION OF STAGE ONE LITHGOW AQUATIC CENTRE -
COUNCILLOR M F TICEHURST**

12-06 RESOLVED

THAT

1. The General Manager provide an immediate verbal detailed report to the Council, Councillors ratepayers and residents now on the status of the current tender and construction process currently being undertaken for Stage One of the Lithgow Aquatic Centre; and
2. A written report be provided to Council concerning the removal of trees in George Coates Drive, Barton Street and any works associated with the Lithgow Aquatic Centre

MOVED: Councillor M F Ticehurst

SECONDED: Councillor J J McGinnes.

**ITEM-6 NOTICE OF MOTION - 23/1/12 - LITHGOW CITY COUNCIL
CLEANING OF THE PORTLAND AND WALLERAWANG CBD -
COUNCILLOR M F TICEHURST**

12-07 RESOLVED

THAT the General Manager and/or responsible Senior Council Officer provide a report to the Council, Councillors ratepayers and residents on what the current public cleaning program is for the Portland and Wallerawang Central Business / Shopping Districts?

MOVED: Councillor M F Ticehurst

SECONDED: Councillor G Danaher.

ITEM-7 NOTICE OF MOTION - 23/1/12 - SALE BY CALTEX OF QUOTA PARK / PIONEER MINERS MEMORIAL IN LITHGOW -COUNCILLOR M F TICEHURST

MOTION

THAT the General Manager provide an immediate verbal detailed report to the Council, Councillors ratepayers and residents now on this matter, in particular between the discrepancies in the Council Minutes and that as later published in the Lithgow Mercury.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor J J McGinnes.

On being PUT the MOTION was **LOST**

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

Division -

FOR

Councillor M F Ticehurst
Councillor J J McGinnes

AGAINST

Councillor N L Castle
Councillor G Danaher
Councillor C Hunter
Councillor W Marshall
Councillor W McAndrew

ITEM-8 NOTICE OF MOTION - 23/1/12 - QUESTION OF THE RE-LOCATION OF CURRENT USERS OF THE HOSKINS INSTITUTE IN LITHGOW - COUNCILLOR M F TICEHURST

MOTION

THAT the General Manager provides an immediate verbal detailed report to the Council, Councillors ratepayers and residents now on what the Councils fallback position is for the urgent and long-term re-location of the following organisations:

1. Lithgow Theatre Group.
2. Lithgow Senior Citizens Group.

3. Lithgow Musical Society Group.
4. Seniors Gym.
5. Lithgow City Council Administration and Depot storage.
6. Lithgow Volunteer Rescue Association.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor J J McGinnes.

AMENDMENT

THAT the matter of relocation of the groups from the Hoskins Institute be referred to the Shop Front Committee.

MOVED: Councillor G Danaher

SECONDED: Councillor W Marshall

On being put the Amendment became the MOTION.

12-08 RESOLVED

THAT the matter of relocation of the groups from the Hoskins Institute be referred to the Shop Front Committee.

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

Division -

FOR

Councillor N L Castle
Councillor G Danaher
Councillor W Marshall
Councillor W McAndrew

AGAINST

Councillor M F Ticehurst
Councillor J J McGinnes
Councillor C Hunter

ITEM-9 NOTICE OF MOTION - 23/1/12 - PROPOSED SALE OF THE THALES OWNED LITHGOW SMALL ARMS MUSEUM BUILDING - COUNCILLOR M F TICEHURST

12-09 RESOLVED

THAT the General Manager provide an immediate verbal detailed report to the Council, Councillors ratepayers and residents now on the current status

surrounding the proposed sale by Thales of their current building which currently houses the local popular tourist attraction, The Small Arms Museum?

MOVED: Councillor G Danaher

SECONDED: Councillor W McAndrew.

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

Division - (Unanimous)

FOR

Councillor N L Castle
Councillor G Danaher
Councillor C Hunter
Councillor W Marshall
Councillor W McAndrew
Councillor J J McGinnes
Councillor M F Ticehurst

GENERAL MANAGERS REPORTS

ITEM-10 GM - 23/1/12 - OUTSTANDING NOTICE OF MOTIONS - 2008 TO PRESENT

12-10 RESOLVED

THAT

1. Council note the report on Outstanding Notices of Motion.
2. Seek a deputation to Minister Duncan Gay in relation to the progress of the Great Western Highway Upgrade, Mount Victoria to Lithgow.

MOVED: Councillor W McAndrew

SECONDED: Councillor G Danaher.

A **DIVISION** was called by Councillors G Danaher and W McAndrew.

Division – (Unanimous)

FOR

Councillor N L Castle
Councillor G Danaher
Councillor C Hunter
Councillor W Marshall
Councillor W McAndrew
Councillor J J McGinnes
Councillor M F Ticehurst

ITEM-11 GM - 23/01/12 - CODE OF CONDUCT REPORT - COUNCILLOR MARTIN TICEHURST

12-11 RESOLVED

THAT

1. Council finds that Councillor Ticehurst breached the Code of Conduct in that he failed to comply with the Council Resolution of 30 May, 2011 which required him to take action for a breach of the Code, namely making a formal apology in writing within twenty eight (28) days to the General Manager of Eurobodalla Shire Council, Paul Anderson and providing a copy of such apology to the General Manager of the Lithgow City Council.
2. Council censure Councillor Ticehurst for breaching the Lithgow Code of Conduct.

3. Council initiate the process for suspension of Councillor Ticehurst from Civic Office for breaching the Code of Conduct by Council making a request to the Director General of Division of Local Government.

MOVED: Councillor W McAndrew

SECONDED: Councillor G Danaher.

A **DIVISION** was called by Councillors W McAndrew and M F Ticehurst.

Division -

FOR

Councillor N L Castle
Councillor G Danaher
Councillor C Hunter
Councillor W Marshall
Councillor W McAndrew

AGAINST

Councillor M F Ticehurst
Councillor J J McGinnes

**ITEM-12 GM - 23/1/12 - LOCAL INFRASTRUCTURE RENEWAL SCHEME
GUIDELINES**

12-12 RESOLVED

THAT Council note the report in relation to the Local Infrastructure Renewal Scheme (LIRS) Guidelines.

MOVED: Councillor G Danaher

SECONDED: Councillor W Marshall.

ITEM-13 GM - 23/01/12 - COUNCIL GIFTS AND BENEFITS REGISTER

12-13 RESOLVED

THAT Council note the report on the audit of the Gifts and Benefits Register and endorse the revision and update the Council policy on Gifts and Benefits.

MOVED: Councillor W McAndrew

SECONDED: Councillor G Danaher.

**ITEM-14 GM - 23/01/12 - NSW COUNCILS COMPLAINT TO THE DIVISION OF
LOCAL GOVERNMENT**

12-14 RESOLVED

THAT Council note the report on Council complaints made to the Division of Local Government.

MOVED: Councillor G Danaher

SECONDED: Councillor W Marshall.

ENVIRONMENT AND DEVELOPMENT REPORTS

**ITEM-15 ENVIRO - 23/1/12 - DA 039/10 SUBDIVISION INTO 12 LOTS AND
DEMOLITION, WILLIWA STREET, PORTLAND (BORAL LIMITED)**

12-15 RESOLVED

THAT DA039/10 Boral Subdivision, Williwa Street, Portland be deferred until the next Council meeting.

MOVED: Councillor W McAndrew

SECONDED: Councillor G Danaher.

**ITEM-16 ENVIRO - 23/1/12 - DA044/11- LOT 6 IN DP 867648 ON TARANA
ROAD, TARANA**

12-16 RESOLVED

THAT

1. Development application 044/11 be supported and referred to Department of Planning for their concurrence. Should concurrence be granted the application can be determined under delegation.
2. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor G Danaher

SECONDED: Councillor W McAndrew.

Division -

FOR

Councillor N L Castle
Councillor G Danaher
Councillor C Hunter
Councillor W Marshall
Councillor W McAndrew
Councillor J J McGinnes
Councillor M F Ticehurst

ITEM-17 ENVIRO - 23/1/12 - DEVELOPMENT AND CONSTRUCTION APPROVALS - 2008-2011 - COMPARITIVE FIGURES

12-17 RESOLVED

THAT the report on development application and construction certificate approvals be noted.

MOVED: Councillor G Danaher

SECONDED: Councillor W Marshall.

ITEM-18 ENVIRO - 23/1/12 - PROPOSED STATE HERITAGE LISTING OF PART OF FORMER PORTLAND CEMENT WORKS SITE

12-18 RESOLVED

THAT Council indicate to the Heritage Branch that it does not object to the listing of the precincts shown on the attached plans on the State Heritage Register.

MOVED: Councillor C Hunter

SECONDED: Councillor G Danaher.

ITEM-19 ENVIRO - 23/1/12 - ROAD RE-NAMING - EDYE STREET, HASSAN STREET, RESERVOIR STREET, PARK AVENUE AND PARK VIEW AVENUE

12-19 RESOLVED

THAT

1. Council support the name "George Thompson Drive" and contact property owners along Park View Avenue and advertise to the general public. If no objection is raised then Council shall proceed to notification of the proposed road naming and advise the Emergency Services and Government Gazette of these road names.
2. Council seek further justification for names "Pinch Avenue" and "Sutton Close" prior to advertisement and contacting property owners along Hassans Street and Park Avenue. Once justification is received Council will proceed with the notification and advertisement of these names. If no objection is raised then

Council shall proceed to notification of the proposed road naming and advise the Emergency Services and Government Gazette of these road names.

3. Council seek comment through advertising and notification of property owners for the re-naming of Reservoir Road including and proposed alternatives and continue with the road naming process.
4. Council reconsider the use of the name “Blanchard Place” in respect of Edye Street due to Mr Blanchard’s association with Extension Estate.
5. Council consider the name “Bellamy” as a future street name in Portland in recognition of Mr Norm Bellamy.

MOVED: Councillor G Danaher

SECONDED: Councillor W McAndrew.

ITEM-20 ENVIRO - 23/01/12 - 008/11DA - PROPOSED HUNGRY JACKS RESTAURANT - CAROLINE AVENUE / STEWART STREET, LITHGOW

12-20 RESOLVED

THAT

1. The Section 96 1 (A) modification be approved with the modified consent reflecting the revised plans.
2. All other conditions of the original consent remain.
3. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor W McAndrew

SECONDED: Councillor G Danaher.

Division – (Unanimous)

FOR

Councillor N L Castle
Councillor G Danaher
Councillor C Hunter
Councillor W Marshall
Councillor W McAndrew
Councillor J J McGinnes
Councillor M F Ticehurst

**ITEM-21 ENVIRO - 23/01/12 - LITHGOW & DISTRICT WORKMENS CLUB
LANEWAY CLOSURE ISSUE**

12-21 RESOLVED

THAT Council:

1. Dedicate as public road the land within Section 32 set aside in Deposited Plan 3364 for road, being part of the lane between Tank Street and Union Street adjoining Lot 1 DP 877363 owned by Lithgow Workmen's Club Ltd.
2. Confirm that it provides its landowners consent to allow lodgement of a Development Application over the said land by the Lithgow Workmen's Club.

MOVED: Councillor W McAndrew

SECONDED: Councillor W Marshall.

OPERATION SERVICES REPORTS

**ITEM-22 OPER - 23/1/12 - LITHGOW CITY COUNCIL FROM DAVIES -
WIDENING OF GLEN ALICE ROAD, GLEN ALICE**

12-22 RESOLVED

THAT Council resolve to dedicate Lots 2 and 3 DP 11367438 City of Lithgow, Parish of Umbrella, County of Roxborough, Glen Alice Road Glen Alice NSW 2846 as Public Road.

MOVED: Councillor C Hunter

SECONDED: Councillor G Danaher.

ITEM-23 OPER - 23/1/12 - WATER REPORT - JANUARY 2012

12-23 RESOLVED

THAT The information in relation to water management issues be noted.

MOVED: Councillor G Danaher

SECONDED: Councillor W McAndrew.

**ITEM-24 OPER - 23/1/12 - LICENCE FOR GROUNDWATER PUMPING -
CLARENCE**

12-24 RESOLVED

THAT the response from the Office of Water on the Licence for Ground Water pumping at Clarence be noted by Council.

MOVED: Councillor G Danaher

SECONDED: Councillor W McAndrew.

ITEM-25 OPER - 23/1/12 - LITHGOW CEMETERY

12-25 RESOLVED

THAT Council:

1. Note the information concerning double internments at Lithgow Cemetery.
2. Form a Cemetery Committee.

MOVED: Councillor G Danaher

SECONDED: Councillor W Marshall.

MATTER ARISING

Clr Ticehurst was nominated for the Committee and declined.

Clr McGinnes was nominated for the Committee and declined.

12-26 RESOLVED

THAT the Cemetery Committee consist of Clr Danaher, Clr Marshall, Clr Castle and the Group Manager Operations.

MOVED: Councillor G Danaher

SECONDED: Councillor W Marshall.

COMMUNITY AND STRATEGY REPORTS

ITEM-26 COMM - 23/1/12 - UNIVERSITY OF WESTERN SYDNEY

12-27 RESOLVED

THAT Council note the report on the University of Western Sydney's proposed establishment of a UWSCollege in the Hoskins Building in Lithgow.

MOVED: Councillor W McAndrew

SECONDED: Councillor G Danaher.

FINANCIAL SERVICE REPORTS

**ITEM-27 FINAN - 23/1/12 - COUNCIL INVESTMENTS HELD 31 DECEMBER
2011**

12-28 RESOLVED

THAT Investments of \$14,185,198.07 for the period ending 31 December 2011 be noted.

MOVED: Councillor G Danaher

SECONDED: Councillor W Marshall.

COMMITTEE MEETINGS

ITEM-28 COMM - 23/01/12 - LITHGOW FLASH GIFT COMMITTEE MEETING MINUTES - 1ST DECEMBER 2011

12-29 RESOLVED

THAT Council

1. Notes the minutes of the Lithgow Flash Gift Committee held on 1 December 2011. Notes the draft MOU will be amended and will be presented to the committee at the next meeting in January.
2. Notes that Lithgow Flash Gift has received \$10,000, the second year in a row, under the Destination NSW Flagship Funding for the Lithgow Flash Gift.
3. Requests that the Sports Advisory Committee not approve any event on the Tony Luchetti Showground that could damage the area where the Lithgow Flash Gift Tracks are to be located to reduce the risk of damage to the track prior to the event.

MOVED: Councillor W McAndrew

SECONDED: Councillor G Danaher.

ITEM-29 ENVIRO - 23/01/12 - CRYSTAL THEATRE MANAGEMENT COMMITTEE MINUTES - 13 DECEMBER 2011

12-30 RESOLVED

THAT Council note the minutes of the Crystal Theatre Management Committee Meeting held on 13 December 2011 and resolve as follows:

1. The measure up of the stage be arranged to allow a final curtain quotation to be obtained.
2. The final quotation for curtains be obtained through PRG/Stage and Studio.
3. The Committee re-convene once the final quotation and new sample is obtained.
4. In Principle' support be provided for the installation of a mural depicting Mr Ron Bidwell with the preferred location being on the side wall and subject to further details being provided by Portland Tidy Towns.

MOVED: Councillor W McAndrew

SECONDED: Councillor G Danaher.

**ITEM-30 ENVIRO - 23/1/12 - ENVIRONMENTAL ADVISORY COMMITTEE
MEETING MINUTES - 14 DECEMBER 2011**

12-31 RESOLVED

THAT Council notes the minutes of the Environmental Advisory Committee held 14 December 2011 and resolve as follows:

1. Council further develop the concept of the Farmers Creek Track and Trail Network and take ownership of the project by developing a plan that can be implemented over a number of years.
2. Council endorse the draft project scope for the development of the Farmers Creek Concept Plan.
3. Council use the completed Farmers Creek Concept Plan to attract external funding opportunities.
4. Council indicate, in principle, it would be interested in hosting a corporate sponsorship workshop day through the Hawkesbury Nepean Catchment Management Authority

MOVED: Councillor C Hunter

SECONDED: Councillor W Marshall.

**ITEM-31 OPER - 23/1/12 - SPORTS ADVISORY COMMITTEE MINUTES 12
DECEMBER 2011**

12-32 RESOLVED

THAT Council:

1. Note the minutes of the Sports Advisory Committee meeting held on Monday, 12 December 2011;
2. Provide a donation of \$200 (equivalent to the hire fees for Saville Park, Portland) to the Lithgow Child Protection Interagency
3. Consider providing a donation equivalent to the entry fees that will be paid at the Lithgow War Memorial Olympic Swimming Pool, Lithgow as part of the recovery session for the participants in the WRAS Combined Camp to the Western Region Academy of Sport;
4. Support the Lithgow City Tennis Club Inc's request for Council to remove two (2) trees in James Street, Lithgow
5. Support the Lithgow City Tennis Club Inc's request for Council to prune two (2) trees overhanging the rear courts at Glanmire Oval, Lithgow, and
6. Review a financial contribution toward the drainage improvement and rectification works at the Glanmire Oval, Lithgow Tennis Courts as part of the quarterly budget review for December 2011.

MOVED: Councillor G Danaher

SECONDED: Councillor W McAndrew.

BUSINESS OF GREAT URGENCY

In accordance with Clause 241 of the Local Government (General) Regulations 2005 business may be transacted at a meeting of Council even though due notice of the business has not been given to the Councillors. However, this can happen only of:

- a) A motion is passed to have the business transacted at the meeting: and*
- b) The business proposed to be brought forward is ruled by the Chairperson to be of great urgency.*

NIL

CLOSED REPORT

**ITEM-32 FINAN - 23/01/12 - CONFIDENTIAL REPORT - PROPERTY 72020
 MARKET ST GLEN DAVIS**

12-33 RESOLVED

THAT Council consider this report in Closed Council pursuant to Section 10A(2)(b) of the Local Government Act 1993.

MOVED: Councillor G Danaher

SECONDED: Councillor W McAndrew.

The Mayor asked if there were any objections from the Public with regards to the confidential reports being considered in closed Council.

There were NIL objections.

12-34 RESOLVED

THAT Council move into Closed Council to consider the confidential report.

MOVED: Councillor G Danaher

SECONDED: Councillor W McAndrew

At 9:06pm the Council moved into Closed Council.

CLOSED COUNCIL

Closed Council started at 9:07pm.

**ITEM-32 FINAN - 23/01/12 - CONFIDENTIAL REPORT - PROPERTY 72020
 MARKET ST GLEN DAVIS**

12-35 RESOLVED

THAT Council not acquire Property No 72020.

MOVED: Councillor G Danaher

SECONDED: Councillor W McAndrew.

12-36 RESOLVED

THAT Council revert to Open Council.

MOVED: Councillor G Danaher

SECONDED: Councillor W McAndrew.

The General Manager announced the resolution of the Closed Council.

The meeting closed at 9:15pm.